PUBLIC MATTER

1 2 3 4 5	STATE BAR OF CALIFORNIA OFFICE OF THE CHIEF TRIAL COUNSEL JAYNE KIM, No. 174614 CHIEF TRIAL COUNSEL JOSEPH R. CARLUCCI, No. 172309 DEPUTY CHIEF TRIAL COUNSEL MELANIE J. LAWRENCE, No. 230102 ASSISTANT CHIEF TRIAL COUNSEL BROOKE A. SCHAFER, No. 194824 SUPERVISING SENIOR TRIAL COUNSEL ACUSTIN HERNANDEZ, No. 161625
6 7 8	AGUSTIN HERNANDEZ, No. 161625 DEPUTY TRIAL COUNSEL 845 South Figueroa Street Los Angeles, California 90017-2515 Telephone: (213) 765-1713
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10	STATE BAR COURT
11	HEARING DEPARTMENT - LOS ANGELES
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13	In the Matter of: Case No. 14-O-03719
14	CARY DAVID ABRAMOWITZ, No. 159906, NOTICE OF DISCIPLINARY CHARGES
15	}
16	A Member of the State Bar NOTICE - FAILURE TO RESPOND!
17	IF YOU FAIL TO FILE A WRITTEN ANSWER TO THIS NOTICE
18	WITHIN 20 DAYS AFTER SERVICE, OR IF YOU FAIL TO APPEAR AT THE STATE BAR COURT TRIAL:
19	(1) YOUR DEFAULT WILL BE ENTERED;
20	(2) YOUR STATUS WILL BE CHANGED TO INACTIVE AND YOU WILL NOT BE PERMITTED TO PRACTICE LAW;
21 22	(3) YOU WILL NOT BE PERMITTED TO PARTICIPATE FURTHER IN THESE PROCEEDINGS UNLESS YOU MAKE A TIMELY MOTION
23	AND THE DEFAULT IS SET ASIDE, AND; (4) YOU SHALL BE SUBJECT TO ADDITIONAL DISCIPLINE.
24	SPECIFICALLY, IF YOU FAIL TO TIMELY MOVE TO SET ASIDE OR VACATE YOUR DEFAULT, THIS COURT WILL ENTER AN
25	ORDER RECOMMENDING YOUR DISBARMENT WITHOUT FURTHER HEARING OR PROCEEDING. SEE RULE 5.80 ET SEQ., RULES OF PROCEDURE OF THE STATE BAR OF CALIFORNIA.
26	ROLLS OF TROCEDORE OF THE STATE BAR OF CAME OF THE
27	The State Bar of California alleges:
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JURISDICTION 1. CARY DAVID ABRAMOWITZ ("Respondent") was admitted to the practice of law 2 in the State of California on October 16, 1992, was a member at all times pertinent to these charges, and is currently a member of the State Bar of California. **COUNT ONE** Case No. 14-O-03719 Business and Professions Code, section 6106 [Moral Turpitude] 2. On or about June 19, 2013, Respondent signed, or caused to be signed, Matthew Shoopman's signature on the following documents without Matthew Shoopman's knowledge and consent, which Respondent then filed, or caused to be filed, with the Workers' Compensation Appeals Board, and thereby committed an act involving moral turpitude, dishonesty or corruption in willful violation of Business and Professions Code, section 6106: A. Application for adjudication of claim; B. Workers' compensation claim form; C. Fee disclosure statement; D. Declaration in compliance with Labor Code, Section 4906(g); E. Venue authorization; and F. Verification. COUNT TWO Case No. 14-O-03719 Business and Professions Code, section 6104 [Appearing for Party without Authority] 3. On or about December 12, 2013, Respondent corruptly or willfully, and without authority, appeared as attorney for a party, Matthew Shoopman, to an action or proceeding, namely by filing an Application for Adjudication of Claim, Case No. ADJ9246166, in the State of California, Division of Workers' Compensation Appeals Board, without Matthew

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section 6104.

Shoopman's knowledge and consent, in willful violation of Business and Professions Code,

DATED: December 19, 2014

COUNT THREE

Case No. 14-O-03719
Business and Professions Code, section 6106
[Moral Turpitude - Misrepresentation]

4. On or about June 18, 2014, Respondent stated in writing to the State Bar of California that Matthew Shoopman employed Respondent to represent Matthew Shoopman in a workers' compensation matter and that Matthew Shoopman signed an application for adjudication of claim, a workers' compensation claim form, a fee disclosure statement, a declaration in compliance with Labor Code, Section 4906(g), a venue authorization, and a verification when Respondent knew or was grossly negligent in not knowing these statements were false, and thereby committed an act involving moral turpitude, dishonesty or corruption in willful violation of Business and Professions Code, section 6106.

NOTICE - INACTIVE ENROLLMENT!

YOU ARE HEREBY FURTHER NOTIFIED THAT IF THE STATE BAR COURT FINDS, PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTION 6007(c), THAT YOUR CONDUCT POSES A SUBSTANTIAL THREAT OF HARM TO THE INTERESTS OF YOUR CLIENTS OR TO THE PUBLIC, YOU MAY BE INVOLUNTARILY ENROLLED AS AN INACTIVE MEMBER OF THE STATE BAR. YOUR INACTIVE ENROLLMENT WOULD BE IN ADDITION TO ANY DISCIPLINE RECOMMENDED BY THE COURT.

NOTICE - COST ASSESSMENT!

IN THE EVENT THESE PROCEDURES RESULT IN PUBLIC DISCIPLINE, YOU MAY BE SUBJECT TO THE PAYMENT OF COSTS INCURRED BY THE STATE BAR IN THE INVESTIGATION, HEARING AND REVIEW OF THIS MATTER PURSUANT TO BUSINESS AND PROFESSIONS CODE SECTION 6086.10.

Respectfully submitted,

THE STATE BAR OF CALIFORNIA OFFICE OF THE CHIEF TRIAL COUNSEL

By: AGUSTIN/HERNANDEZ

Deputy Trial Counse

DECLARATION OF SERVICE BY CERTIFIED MAIL

CASE NUMBER: 14-0-3719

I, the undersigned, over the age of eighteen (18) years, whose business address and place of employment is the State Bar of California, 845 South Figueroa Street, Los Angeles, California 90017, declare that I am not a party to the within action; that I am readily familiar with the State Bar of California's practice for collection and processing of correspondence for mailing with the United States Postal Service; that in the ordinary course of the State Bar of California's practice, correspondence collected and processed by the State Bar of California would be deposited with the United States Postal Service that same day; that I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date on the envelope or package is more than one day after date of deposit for mailing contained in the affidavit; and that in accordance with the practice of the State Bar of California for collection and processing of mail, I deposited or placed for collection and mailing in the City and County of Los Angeles, on the date shown below, a true copy of the within:

NOTICE OF DISCIPLINARY CHARGES

in a sealed envelope placed for collection and mailing as certified mail, return receipt requested, **Article No.: 9414 7266 9904 2010 0869 32**, at Los Angeles, on the date shown below, addressed to:

Gary A. Laff 3345 Wilshire Blvd. #911 Los Angeles, CA 90010

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed at Los Angeles, California, on the date shown below.

DATED: December 19, 2014

Signed: <u>Carmen Corona</u>

Declarant